

AN ORDINANCE **97357**

**SELECTING BENDER WELLS CLARK DESIGN TO PROVIDE PROFESSIONAL ARCHITECTURAL SERVICES IN CONNECTION WITH THE CROWNRIDGE CANYON NATURE AREA IMPROVEMENTS PROJECT LOCATED IN COUNCIL DISTRICT 8; AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT IN AN AMOUNT NOT TO EXCEED \$38,750.00; AUTHORIZING \$5,800.00 FOR ARCHITECTURAL CONTINGENCY EXPENSES, \$9,000.00 FOR SURVEYING/DRAINAGE REPORT FEE AND \$1,500.00 FOR BID ADVERTISING/PRINTING EXPENSES; ALLOCATING \$55,050.00 FROM PROPOSITION 3 EDWARDS AQUIFER PROJECT FUND; AND PROVIDING FOR PAYMENT.**

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**WHEREAS**, on May 6, 2000 the voters of San Antonio approved \$45 million to purchase sensitive land and develop natural park areas over the Edwards Aquifer; and

**WHEREAS**, through City Ordinance 93593 on March 15, 2001, the City Council approved the purchase of two tracts of land encompassing 208 acres in the Crownridge area in northwest Bexar County; and

**WHEREAS**, this property has many natural features which make the area suitable for a natural park area; and

**WHEREAS**, through City Ordinance 94742, passed and approved on October 18, 2001, the City Council approved funding to perform preliminary design services, a karst hydrogeological assessment and a habitat assessment for the park in order to meet federal Endangered Species Act requirements; and

**WHEREAS**, through City Ordinance 96197, passed and approved on August 15, 2003, the City Council approved funding to perform additional karst hydrogeological assessments; and

**WHEREAS**, the U.S. Fish and Wildlife Service has approved the City's proposed plan to make appropriate improvements to this sensitive property; and

**WHEREAS**, the firm of Bender Wells Clark Design has been submitted a proposal to design the development of this nature park to include parking, restroom facility, trails, signage, a pedestrian bridge, lighting and other park amenities; and

**WHEREAS**, it is necessary to allocate funds for these additional professional services and this is a legitimate use of the Proposition 3 Edwards Aquifer Park Land Project funds approved for this area; **NOW THEREFORE**:

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**Section 1.** Bender Wells Clark Design is hereby selected to provide architect services in connection with the Crownridge Canyon Nature Area Project.

**Section 2.** The City Manager, her designee, or the Director of Public Works is hereby authorized and directed to commence negotiations with said firm to reach an agreement on a contract for the fair and reasonable amount up to a total of \$38,750.00 for architect services. Upon execution, copies of said contract shall be filed with the Department of Public Works and the Department of Parks and Recreation.

**Section 3.** If a contract can be negotiated corresponding in form and content to the standard contract used by the City of San Antonio for such services, and for the amount stated herein, then the City Manager, or her designee, is hereby authorized to execute such contract without further City Council action.

**Section 4.** The budget in Fund 41-028095, Parks Development Expansion Commercial Paper Fund, shall be revised by reducing Index Code 684837, entitled Unallocated Appropriations, by the amount of \$55,050.00.

**Section 5.** The amount of \$38,750.00 is appropriated Fund 41-028003, Parks Development Expansion Commercial Paper Fund, in Index Code 757252, entitled Architect Fees, and is authorized to be encumbered and made payable to Bender Wells Clark Design, for architect fees, in connection with the Crownridge Canyon Nature Area Project.

**Section 6.** The amount of \$5,800.00 is appropriated Fund 41-028003, Fund 41-028003, Parks Development Expansion Commercial Paper Fund, in Index Code 757260, entitled Architect Contingency, and is authorized to be encumbered and made payable for architect contingency costs, in connection with the Crownridge Canyon Nature Area Project.

**Section 7.** The amount of \$9,000.00 is appropriated Fund 41-028003, Parks Development Expansion Commercial Paper Fund, in Index Code 757278, entitled Surveying/Drainage Report, and is authorized to be encumbered and made payable to Bender Wells Clark Design for surveying and drainage report costs in connection with the Crownridge Canyon Nature Area Project.

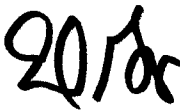
**Section 8.** The amount of \$1,500.00 is appropriated Fund 41-028003, Parks Development Expansion Commercial Paper Fund, in Index Code 757286, entitled Printing/Bid Advertising, and is authorized to be encumbered and made payable for printing and bid advertising costs, in connection with the Crownridge Canyon Nature Area Project.

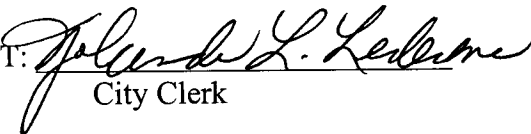
**Section 9.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this Ordinance.

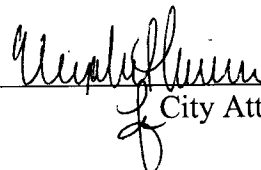
**Section 10.** Staff is hereby authorized to adjust line items within the budget of Fund 43-182095, Sunken Garden Theater ADA Modifications Project, through the normal budget adjustment process.

**Section 11.** This will become effective on the tenth (10th) day after passage hereof.

**PASSED AND APPROVED** this 27<sup>th</sup> day of March, 2003.

  
M A Y O R  
EDWARD D. GARZA

ATTEST:   
City Clerk

APPROVED AS TO FORM:   
City Attorney